

Ordinance No.

1215

Passed

9-4

01
YEAR

**ORDINANCE ADOPTING SECTION 93.45 OF THE
CODIFIED ORDINANCES OF THE VILLAGE OF
PEMBERVILLE, RELATING TO THE REPAIR
AND REPLACEMENT OF SIDEWALKS**

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF
PEMBERVILLE, COUNTY OF WOOD, STATE OF OHIO:

SECTION 1: That Section 93.45 of the Codified Ordinances of the Village
of Pemberville is hereby adopted as follows:

93.45 SIDEWALKS IN DISREPAIR DECLARED A NUISANCE

(A) Upon notice and verification that sidewalks located in the right of way are in a state of disrepair so as, in the opinion of Village Council, to cause a danger or hindrance to pedestrian traffic, the Clerk of Council, or her designee, shall cause a written notice to be served upon the owner, lessee, agent, or tenant having charge of such land, notifying him or her of the unsuitable condition of the sidewalk in the public right of way, and that repair or replacement must be made within 60 days after service of such notice. It is sufficient that notice be sent by ordinary US Mail to the address, with certificate of mailing, or by personally leaving a copy of the notice taped to the front door of the property. If such owner or other person having charge of the lands is a non-resident whose address is known, such notice shall be sent to his or her address, by ordinary US Mail, with certificate of mailing; if the address of such person is unknown, then it shall be sufficient to publish the notice once in the Daily Sentinel Tribune.

(B) If such persons receiving said notice do not repair or replace the designated sidewalk area to the satisfaction of Village Council within 60 days after service of such notice, then the Mayor shall cause the sidewalk to be repaired or replaced as necessary, and shall certify the cost of such services and labor for each parcel to Village Council annually, so that such charges can be certified to the County Auditor to be entered upon the tax duplicate so as to become a lien upon such lands from and after the date of the entry, and to be collected as other taxes are collected in the County, and returned to the Village according to law.

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SECTION 2: This ordinance shall take at the earliest time permitted by law.

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Justina Bedhouse
Mayor

Attest:

Russ Phillip
Village Clerk

First Reading 8 7 01
Second Reading 8 21 01
Third Reading 9 4 01

POSTING CERTIFICATE

I hereby certify that the foregoing Ordinance No. 1215, passed by the Council of the Village of Pemberton, Ohio on the 24 day of Sept, 2001, was posted by me on Sept. 5 2001, at five conspicuous places in the Village of Pemberton as authorized by Ordinance No. 510 and remained posted for 15 days.

Russ Phillip
Clerk

MICHAEL J. MARSH
VILLAGE LEGAL COUNSEL